From: Tyler Janisch To: Microsoft ATR Date: 1/23/02 8:14am

Subject: Microsoft Settlement

I feel it is irresponsible and dangerous to allow Microsoft to exit the current proceedings with anything less than a hefty punishment for their anticompetitive practices (which have been extensively documented and proven throughout the current and previous cases -- I'll not re-write them here).

I believe adequate punishment should be commensurate with the benefits afforded Microsoft by their own misdeeds. Microsoft has grown to their current size by their business practices over the last two decades (an obvious statement)... some practices well within the law, many not. The anticompetitive practices have, many times, led to the destruction of a competing business, giving Microsoft that much more market/power/momentum. On and on to present day and their present size/control/dominance.

I propose a return to prior 'breakup' considerations. With near-total desktop market share and dominant server market share, plus near-total market share for office productivity software and a dominant hold on server and back-end software -- adding to that a recently-obtained ~80% hold on the web browser market (with that, exhibiting their usual 'practices' to generate a general Net/Web dependence on their technologies), I feel that they should, at the least, be split into independent businesses focused on: Operating Systems, Applications, Network Technologies.

It is obvious that any monetary punishment cannot be effective, short of fining them tens of billions of dollars (and even then, their market momentum may make that amount insignificant, in a very short time). Earlier considerations led to a 'make them donate to schools' proposal. That has, thankfully, been thrown out and any similar resolution proposal should be discarded as well; any market Microsoft is 'forced' to donate to will simply become another domination for Microsoft.

Please consider Microsoft's future with utmost care. It may seem rather dramatic to say, but is no less true: the world's future rides on your decision.